

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

RONNIE JONES, ET AL.,

Plaintiffs,

vs.

CITY OF BOSTON, ET AL.,

Defendants.

NO. 05-11832-DPW

**MOTION *IN LIMINE* TO EXCLUDE PLAINTIFFS' EXPERT OPINION TESTIMONY
BASED ON "CULTURAL BIAS"**

Defendants, the City of Boston, the Boston Police Department and William Evans hereby move in limine for an order striking, or otherwise precluding evidence from, the following paragraphs from the Trial Affidavit of David A. Kidwell, Ph. D (Doc 344 ## 9-13) ("Kidwell Trial Affidavit"), the Sealed Trial Affidavit of J. Michael Walsh, Ph. D (Doc 344 ## 1-8) ("Walsh Trial Affidavit"), and Plaintiffs' Proposed Findings of Fact and Conclusions of Law:

<u>Document</u>	<u>Paragraphs</u>
Kidwell Trial Affidavit	25, 35, 48-54, 82
Walsh Trial Affidavit	17, 23-25
Plaintiffs' Findings of Fact	27, 61, 75, 113, 114, 133, 134, 149, 150, 151, 155, 156
Plaintiffs' Conclusions of Law	209, 250

In support of their motion, Defendants respectfully refer the Court to their Memorandum In Support Of Their Motion *In Limine* To Exclude Plaintiffs' Expert Opinion Testimony Based On "Cultural Bias."

WHEREFORE, Defendants respectfully requests that the Court enter an order striking, or otherwise precluding evidence, from the following:

<u>Document</u>	<u>Paragraphs</u>
Kidwell Trial Affidavit	25, 35, 48-54, 82
Walsh Trial Affidavit	17, 23-25
Plaintiffs' Findings of Fact	27, 61, 75, 113, 114, 133, 134, 149, 150, 151, 155, 156
Plaintiffs' Conclusions of Law	209, 250

REQUEST FOR ORAL ARGUMENT

Defendants respectfully request a hearing on their motion

Respectfully submitted,

**Defendants CITY OF BOSTON, BOSTON
POLICE DEPARTMENT AND WILLIAM
EVANS,**

By their attorney,

/s/ Helen G. Litsas
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Dated: February 9, 2018

RULE 7.1(a)(2) CERTIFICATE OF COMPLIANCE

I hereby certify pursuant to Local Rule 7.1(a)(2), prior to filing this motion counsel for Defendants conferred with counsel for Plaintiffs and made a good faith effort to resolve this dispute or narrow the issues.

/s/ Thomas S. Fitzpatrick

CERTIFICATE OF SERVICE

I hereby that certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

/s/ Thomas S. Fitzpatrick
Thomas S. Fitzpatrick/BBO #556453